

State of Vermont

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

CONTRACT



Vendor ID 0000000445
Foley Distributing Corp
PO Box 99
Rutland VT 05702
USA

Contract ID 0000000000000000000014072		Page 1 of 7
Contract Dates 10/01/2008 to 09/30/2009		Origin CPS
Description: CPS-KITCHEN/ PAPER PRODUCTS		Contract Maximum \$9,999,999.00
Buyer Name Laraway,Elizabeth	Buyer Phone 828-4658	Contract Status Approved

Phone #: 800-950-3738

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
1	9988	BOWL, 12 OZ, COMPOSTABLE 1,000 PER CASE CERTIFIED COMPOSTABLE PRODUCT NUMBER: HU-25T21 MANUFACTURER: HUHTAMAKI BRAND: CHINET 100% RECYCLED FIBER BPI CERTIFIED MEETS ASTM D6868 STANDARDS	CS	73.49000	0.00	0.00
2	9989	PLATE, PAPER, HEAVY WEIGHT, 6" COMPOSTABLE CASE AMOUNT: 1,000 100% COMPOSTABLE PRODUCT NUMBER: HU-25709 MANUFACTURER: HUHTAMAKI BRAND: CHINET 100% RECYCLED FIBER BPI CERTIFIED MEETS ASTM D6868 STANDARDS	CS	57.34000	0.00	0.00
3	9990	PLATE, PAPER, HEAVY WEIGHT, 9" COMPOSTABLE CASE AMOUNT: 500 COMPOSTABLE PRODUCT NUMBER: HU-25710 MANUFACTURER: HUHTAMAKI BRAND: CHINET 100% RECYCLED FIBER BPI CERTIFIED MEETS ASTM D6868 STANDARDS	CS	62.88000	0.00	0.00
4	9991	CUP, HOT, 8 OZ COMPOSTABLE CASE AMOUNT 1,000 MADE FROM FULLY RENEWALBLE RESOURCES MANUFACTURED WITH CORN BASED PLASTIC LINING COMPOSTABLE PRODUCT NUMBER: SMRE-0080 MANUFACTURER: INTERNATIONAL PAPER BRAND: ECO-TAINER	CS	71.25000	0.00	0.00
5	9992	CUP, HOT, 10 OZ COMPOSTABLE CASE AMOUNT 1,000 MADE FROM FULLY RENEWALBLE RESOURCES MANUFACTURED WITH CORN BASED PLASTIC LINING COMPOSTABLE	CS	73.31000	0.00	0.00

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

Contract ID	Page
00000000000000000000000014072	2 of 7
Contract Dates 10/01/2008 to 09/30/2009	Origin CPS
Description: CPS-KITCHEN/ PAPER PRODUCTS	Contract Maximum \$9,999,999.00
Buyer Name Laraway,Elizabeth	Buyer Phone 828-4658
	Contract Status Approved

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
		CASE AMOUNT 1,000 PRODUCT NUMBER: SMRE-0100 MANUFACTURER: INTERNATIONAL PAPER BRAND: ECO-TAINER				
6	9993	CUP, HOT, 12 OZ COMPOSTABLE	CS	81.61000	0.00	0.00
		CASE AMOUNT: 1,000 MADE FROM FULLY RENEWALBLE RESOURCES MANUFACTURED WITH CORN BASED PLASTIC LINING COMPOSTABLE PRODUCT NUMBER: SMRE-12 MANUFACTURER: INTERNATIONAL PAPER BRAND: ECO-TAINER				
7	9994	KNIFE, BIO-DEGRADABLE	CS	29.90000	0.00	0.00
		BIODEGRADABLE GMO FREE (GENETICALLY MODIFIED ORGANCIS) HEAT STABLE TO 374 DEGREES FREEZER SAFE AND MICRO-WARMABLE MEETS FDA REQUIREMENTS FOR DIRECT FOOD CONTACT SUITABLE FOR HOT AND COLD FOODS CASE AMOUNT: 1,000 MANUFACTURER: TATERWARE PRODUCT NUMBER: BD-KNIFE				
8	9995	FORK, BIO-DEGRADABLE	CS	29.90000	0.00	0.00
		BIODEGRADABLE GMO FREE (GENETICALLY MODIFIED ORGANCIS) HEAT STABLE TO 374 DEGREES FREEZER SAFE AND MICRO-WARMABLE MEETS FDA REQUIREMENTS FOR DIRECT FOOD CONTACT SUITABLE FOR HOT AND COLD FOODS CASE AMOUNT: 1,000 MANUFACTURER: TATERWARE PRODUCT NUMBER: BD-FORK				
9	9996	TEASPOON, BIO-DEGRADABLE	CS	29.90000	0.00	0.00
		BIODEGRADABLE GMO FREE (GENETICALLY MODIFIED ORGANCIS) HEAT STABLE TO 374 DEGREES FREEZER SAFE AND MICRO-WARMABLE MEETS FDA REQUIREMENTS FOR DIRECT FOOD CONTACT SUITABLE FOR HOT AND COLD FOODS CASE AMOUNT: 1,000 MANUFACTURER: TATERWARE PRODUCT NUMBER: BD-TSPOON				

State of Vermont

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

CONTRACT



Vendor ID 0000000445
Foley Distributing Corp
PO Box 99
Rutland VT 05702
USA

Contract ID 0000000000000000000014072		Page 3 of 7
Contract Dates 10/01/2008 to 09/30/2009	Origin CPS	
Description: CPS-KITCHEN/ PAPER PRODUCTS	Contract Maximum \$9,999,999.00	
Buyer Name Laraway,Elizabeth	Buyer Phone 828-4658	Contract Status Approved

Phone #: 800-950-3738

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
10	4039	PLATE, PAPER, HEAVY WEIGHT, 6"	CS	26.42000	0.00	0.00
		CASE AMOUNT: 1,000 MANUFACTURER: AJM PRODUCT NUMBER: FG-6IN				
11	4040	PLATE, PAPER, HEAVY WEIGHT, 9"	CS	30.27000	0.00	0.00
		CASE AMOUNT: 500 MANUFACTURER: AJM PRODUCT NUMBER: AJM-CP9AJ				
12	8742	GRADUATED CUP, 1 OZ.,	CS	39.28000	0.00	0.00
		CASE AMOUNT: 5,000 OPAQUE COLOR WITH MARKINGS 7.5 CC/ML AND 2.5 CC/ML MANUFACTURER: SOLO PRODUCT NUMBER: GUS1				
13	4044	CUP, COLD, 6 OZ. FULL WAXED	CS	75.77000	0.00	0.00
		CASE AMOUNT: 2,000 MANUFACTURER: SOLO PRODUCT NUMBER: SC-R6				
14	4045	CUP, COLD, 9 OZ. FULL WAXED	CS	76.04000	0.00	0.00
		CASE AMOUNT: 2,000 MANUFACTURER: SOLO PRODUCT NUMBER: SC-R9				
15	4049	CUP, HOT, 10 OZ.	CS	39.46000	0.00	0.00
		CASE AMOUNT: 1,000 MANUFACTURER: SOLO PRODUCT NUMBER PS-516				
16	4046	CUP, HOT, 12 OZ., PAPER	CS	52.73000	0.00	0.00
		CASE AMOUNT: 1,000 MANUFACTURER: SOLO PRODUCT NUMBER: SC-P516				
17	4032	CUP, WATER, 5 OUNCE	CS	38.27000	0.00	0.00
		CASE AMOUNT: 2,500 MANUFACTURER: FABRIKAL PRODUCT NUMBER FK-RK5				
18	4053	KNIFE, MEDIUM WEIGHT, WHITE, HAND PACKED, POLYSTYRENE	CS	17.28000	0.00	0.00
		CASE AMOUNT 1,000 MANUFACTURER: HALLMARK PRODUCT NUMBER 05050-0222				

State of Vermont

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

CONTRACT



Vendor ID 0000000445
Foley Distributing Corp
PO Box 99
Rutland VT 05702
USA

Contract ID 0000000000000000000014072		Page 5 of 7
Contract Dates 10/01/2008 to 09/30/2009		Origin CPS
Description: CPS-KITCHEN/ PAPER PRODUCTS		Contract Maximum \$9,999,999.00
Buyer Name Laraway, Elizabeth	Buyer Phone 828-4658	Contract Status Approved

Phone #: 800-950-3738

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
27	10002	GLOVE, POLYETHYLENE, EXTRA LARGE	CS	53.58000	0.00	0.00
		CASE AMOUNT: 10,000 MANUFACTURER: AKERS PRODUCT NUMBER: FC0370X				
28	4061	STRAW, WRAPPED, FLEX, 7.75"	CS	50.36000	0.00	0.00
		CASE AMOUNT: 10,000 MANUFACTURER: SQP PRODUCT NUMBER: WF-FXWT				
29	4078	NAPKIN, DISPENSER, WHITE, TALL FOLD, 1 PLY, 7.25" X 13.5"	CS	29.05000	0.00	0.00
		CASE AMOUNT: 10,000 MANUFACTURER: SCA PRODUCT NUMBER: SCA-D305 100% RECYCLED CONTENT 30% POST CONSUMER CONTENT				
30	8743	NAPKIN, LUNCH, SIZE: 12" X 13", 1 PLY	CS	29.10000	0.00	0.00
		CASE AMOUNT: 6,000 MANUFACTURER: SCA PRODUCT NUMBER: SCA-L3141 100% RECYCLED CONTENT 30% POST CONSUMER CONTENT				
31	4050	WRAP, FILM, POLY, 18" X 3000'	RL	12.63000	0.00	0.00
		CASE AMOUNT: 1 ROLL MANUFACTURER: ANCHOR PRODUCT NUMBER: BO-18				
32	10003	WRAP, FILM, POLY, 24" X 3000'	RL	18.43000	0.00	0.00
		CASE AMOUNT: 1 ROLL MANUFACTURER: ANCHOR PRODUCT NUMBER: BO-24				
33	4073	WRAP, FOIL, HEAVY WEIGHT, 18" X 500'	CS	26.93000	0.00	0.00
		CASE AMOUNT: 1 ROLL MANUFACTURER: WESTERN PLASTICS PRODUCT NUMBER: RE-614				
34	10004	WRAP, FOIL, HEAVY WEIGHT, 24" X 500'	CS	57.42000	0.00	0.00
		CASE AMOUNT: 1 ROLL MANUFACTURER: WESTERN PLASTICS PRODUCT NUMBER: WP-246				

CONTRACT TERMS AND ADDITIONAL INFORMATION

THIS CONTRACT IS ISSUED IN ACCORDANCE WITH THE STATE OF VERMONT RFP FOR KITCHEN SUPPLIES AND PAPER PRODUCTS ISSUED AUGUST 27, 2008 AND VENDOR'S RESPONSE DATED SEPTEMBER 4, 2008.

State of Vermont

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

CONTRACT



Vendor ID 0000000445
Foley Distributing Corp
PO Box 99
Rutland VT 05702
USA

Contract ID 0000000000000000000014072		Page 6 of 7
Contract Dates 10/01/2008 to 09/30/2009	Origin CPS	
Description: CPS-KITCHEN/ PAPER PRODUCTS	Contract Maximum \$9,999,999.00	
Buyer Name Laraway, Elizabeth	Buyer Phone 828-4658	Contract Status Approved

Phone #: 800-950-3738

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
--------	---------	-----------	-----	------------	---------	---------

STATE OF VERMONT STANDARD STATE CONTRACT PROVISIONS: COMMODITY PURCHASES DATED JUNE 1, 2008 ARE ATTACHED AND INCORPORATED AS PART OF THIS CONTRACT.

SCOPE OF CONTRACT: TO SUPPLY KITCHEN SUPPLIES AND PAPER PRODUCTS.

CONTRACT PERIOD: THIS CONTRACT IS WRITTEN FOR A PERIOD OF TWELVE (12) MONTHS WITH AN OPTION TO RENEW FOR TWO (2) ADDITIONAL TWELVE (12) MONTH PERIODS UPON MUTUAL AGREEMENT OF BOTH PARTIES.

TERMS: NET 30 DAYS

QUANTITY: THE ANNUAL VALUE AND QUANTITIES ARE ESTIMATED ONLY BASED ON PRIOR USAGE; ACTUAL PURCHASES MAY BE HIGHER OR LOWER DEPENDING ON THE STATE'S NEEDS.

DELIVERY: LIABILITY FOR PRODUCT DELIVERY REMAINS WITH THE CONTRACTOR UNTIL THE PRODUCT IS PROPERLY DELIVERED AND SIGNED FOR IN ACCORDANCE WITH THE OFFICE OF PURCHASING & CONTRACTING TERMS AND CONDITIONS. SHIPMENTS SHALL BE SECURELY AND PROPERLY PACKED, ACCORDING TO ACCEPTED COMMERCIAL PRACTICES, WITHOUT EXTRA CHARGE FOR PACKING CASES OR OTHER CONTAINERS. SUCH CONTAINERS WILL REMAIN THE PROPERTY OF THE STATE UNLESS OTHERWISE STATED. DELIVERED GOODS THAT DO NOT CONFORM TO THE SPECIFICATIONS OR ARE NOT IN GOOD CONDITION UPON RECEIPT SHALL BE REPLACED PROMPTLY BY THE CONTRACTOR.

PRICING: ALL EQUIPMENT PRICING IS TO INCLUDE F.O.B. DELIVERY TO THE ORDERING FACILITY. NO REQUEST FOR EXTRA DELIVERY COST WILL BE HONORED. ALL EQUIPMENT SHALL BE DELIVERED ASSEMBLED, SERVICED, OILED, AND READY FOR IMMEDIATE USE, UNLESS OTHERWISE REQUESTED BY THE PURCHASING AGENCY.

QUALITY: ALL PRODUCTS PROVIDED UNDER THESE AGREEMENTS WILL BE NEW AND UNUSED, UNLESS OTHERWISE STATED. FACTORY

SECONDS OR REMANUFACTURED PRODUCTS WILL NOT BE ACCEPTED UNLESS SPECIFICALLY REQUESTED BY THE PURCHASING AGENCY. ALL PRODUCTS PROVIDED BY THE CONTRACTOR MUST MEET ALL FEDERAL, STATE, AND LOCAL STANDARDS FOR QUALITY AND SAFETY REQUIREMENTS. PRODUCTS NOT MEETING THESE STANDARDS WILL BE DEEMED UNACCEPTABLE AND RETURNED TO THE CONTRACTOR FOR CREDIT AT NO CHARGE TO THE STATE.

METHOD OF ORDERING: PURCHASE ORDERS MUST BE USED TO ORDER ITEMS AVAILABLE UNDER THIS CONTRACT. IF VERBAL ORDERS ARE GIVEN A CONFIRMING PURCHASE ORDER MUST BE ISSUED.

INVOICING: ALL INVOICES ARE TO BE RENDERED BY THE CONTRACTOR ON THE VENDOR'S STANDARD BILLHEAD AND FORWARDED DIRECTLY TO THE INSTITUTION OR AGENCY ORDERING MATERIALS OR SERVICES AND SHALL SPECIFY THE ADDRESS TO WHICH PAYMENTS WILL BE SENT.

CANCELLATION: THE STATE SPECIFICALLY RESERVES THE RIGHT TO CANCEL THE CONTRACT, OR ANY PORTION THEREOF, IF, IN THE OPINION OF ITS COMMISSIONER OF BUILDINGS AND GENERAL SERVICES, THE SERVICES OR MATERIALS SUPPLIED BY THE CONTRACTOR ARE NOT SATISFACTORY OR ARE NOT CONSISTENT WITH THE TERMS OF THE CONTRACT

DEFAULT: IN CASE OF DEFAULT OF THE CONTRACTOR, THE STATE MAY PROCURE THE MATERIALS OR SUPPLIES FROM OTHER SOURCES AND HOLD THE CONTRACTOR RESPONSIBLE FOR ANY EXCESS COST OCCASIONED THEREBY, PROVIDED, THAT IF PUBLIC NECESSITY REQUIRES THE USE OF MATERIALS OR SUPPLIES NOT CONFORMING TO THE SPECIFICATIONS THEY MAY BE ACCEPTED AND PAYMENT THEREFORE SHALL BE MADE AT A PROPER REDUCTION IN PRICE.

REPORTING REQUIREMENTS: CONTRACTORS WILL BE REQUIRED TO SUBMIT QUARTERLY PRODUCT SALES REPORT TO THE PURCHASING AGENT PURSUANT TO THE SCHEDULE IN PARAGRAPH 3.13. EACH REPORT MUST CONTAIN THE FOLLOWING INFORMATION: CONTRACT NUMBER; USING DEPARTMENT'S ADDRESS, CONTACT NAME, AND TELEPHONE NUMBER; PRODUCT ORDERED; QUANTITY ORDERED; QUANTITY SHIPPED; AND PRICE CHARGED, WITH TOTALS FOR EACH PRODUCT FOR EACH REPORTING PERIOD. WE RESERVE THE RIGHT TO REQUEST ADDITIONAL INFORMATION OR TO MODIFY THE REPORTING PERIODS.

REPORTING PERIODS: QUARTERLY REPORTS MUST BE SUBMITTED IN ACCORDANCE WITH THE FOLLOWING SCHEDULE:

REPORTING PERIOD: JANUARY 1 TO MARCH 31 - REPORT DUE APRIL 15

REPORTING PERIOD: APRIL 1, TO JUNE 30 - REPORT DUE JULY 15

REPORTING PERIOD: JULY 1 TO SEPTEMBER 30 - REPORT DUE OCTOBER 15

State of Vermont

Buildings and General Services
Office of Purchasing & Contracting
10 Baldwin St
Montpelier VT 05633-7501
USA

CONTRACT



Vendor ID 0000000445
Foley Distributing Corp
PO Box 99
Rutland VT 05702
USA

Contract ID 0000000000000000000014072		Page 7 of 7
Contract Dates 10/01/2008 to 09/30/2009	Origin CPS	
Description: CPS-KITCHEN/ PAPER PRODUCTS	Contract Maximum \$9,999,999.00	
Buyer Name Laraway,Elizabeth	Buyer Phone 828-4658	Contract Status Approved

Phone #: 800-950-3738

Line #	Item ID	Item Desc	UOM	Unit Price	Max Qty	Max Amt
REPORTING PERIOD: OCTOBER 1 TO DECEMBER 31 - REPORT DUE JANUARY 15						

CONTRACT TERMS: THIS CONTRACT WILL BE SUBJECT TO REVIEW THROUGHOUT ITS TERM. THE STATE WILL CONSIDER CANCELLATION UPON DISCOVERY THAT A VENDOR IS IN VIOLATION OF ANY PORTION OF THE AGREEMENT, INCLUDING AN INABILITY BY THE VENDOR TO PROVIDE THE PRODUCTS, SUPPORT, AND/OR SERVICE OFFERED IN THEIR RESPONSE.

VERMONT STATE COLLEGES: THIS CONTRACT IS ALSO AVAILABLE FOR USE BY THE UNIVERSITY OF VERMONT AND THE VERMONT STATE COLLEGES INC., A SEPARATE CORPORATION, HAVING UNDER ITS JURISDICTION CASTLETON STATE COLLEGE, JOHNSON STATE COLLEGE, LYNDON STATE COLLEGE, COMMUNITY COLLEGE OF VERMONT, AND THE VERMONT TECHNICAL COLLEGE.

TOWNS AND SCHOOLS OF THE STATE OF VERMONT: AT THE BIDDER'S ELECTION POLITICAL SUBDIVISIONS AND INDEPENDENT COLLEGES OF THE STATE MAY PARTICIPATE IN STATE CONTRACTS AT THE SAME PRICES, TERMS AND CONDITIONS. ITEMS FURNISHED TO POLITICAL SUBDIVISIONS AND INDEPENDENT COLLEGES WILL BE BILLED DIRECTLY TO AND PAID FOR BY THE POLITICAL SUBDIVISIONS OR INDEPENDENT COLLEGES AND NEITHER THE STATE NOR ITS COMMISSIONER OF BUILDINGS AND GENERAL SERVICES PERSONALLY OR OFFICIALLY ASSUMES ANY RESPONSIBILITY FOR THESE PAYMENTS.

AGENCIES & DEPARTMENTS ARE REQUESTED TO ADVISE THE PURCHASING AGENT AT ONCE OF THE FAILURE ON THE PART OF THE CONTRACTOR TO FULFILL ANY OF THE TERMS OR CONDITIONS OF THIS CONTRACT.

PLEASE REFER TO THE ASSIGNED CONTRACT NUMBER/PURCHASE ORDER # ON ALL CORRESPONDENCE, DELIVERY DOCUMENTS AND INVOICES.

CUSTOMER SATISFACTION SURVEY: TO HELP US UNDERSTAND HOW WE CAN BETTER SERVE YOU, WE ARE INTERESTED IN RECEIVING YOUR COMMENTS REGARDING THE QUALITY OF SERVICE YOU RECEIVED IN YOUR MOST RECENT INTERACTION WITH THE DEPARTMENT OF BUILDINGS & GENERAL SERVICES (BGS). PLEASE COMPLETE THE ON-LINE CUSTOMER COMMENT FORM AT:
http://www.bgs.state.vt.us/forms/bgs_surveys/index.php?type=customer&action=customer

IF YOU HAVE ANY QUESTIONS REGARDING THIS DOCUMENT PLEASE CONTACT:

BETSY LARAWAY
PURCHASING AGENT
802-828-4658
FAX # 802-828-2222
betsy.laraway@state.vt.us

WE THE UNDERSIGNED PARTIES AGREE TO BE BOUND BY THIS CONTRACT

By the STATE of VERMONT

By the CONTRACTOR

Date: _____

Date: _____

Signature: _____

Signature: _____

Name: _____

Name: _____

Title: _____

Title: _____

Email: _____

Email: _____